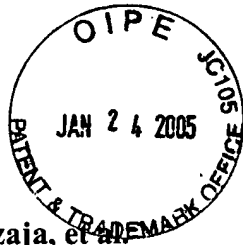


VIA-015-PAP



Submission Date: January 21, 2004
Submission for RCE withdrawing Appeal

In re application of: Czaja, et al.

Serial No.: 09/687,199

Group Art Unit: 2661

Filed: October 12, 2000

Examiner: Ian N. Moore

For: **Method and Apparatus for Initiating a Reverse Link Intergenerational Handoff in a CDMA Communication System**

In accordance with 37 C.F.R. 1.8, I, Barbara S. Kelly, hereby certify that this correspondence and all its attachments are being deposited on Friday, January 21, 2005 with the U.S. Postal Service with sufficient postage as First Class mail in an envelope addressed to Mail Stop RCE, Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450.


Barbara S. Kelly

Mail Stop RCE
Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT for REQUEST FOR CONTINUED EXAMINATION (RCE)

Dear Sir:

This paper is the submission required with the accompanying RCE of the subject application. It constitutes a withdrawal of the previous Appeal, Notice of which was sent to the USPTO by first class mail on November 23, 2004. This paper is being filed not more than two months after said Notice of Appeal, and thus is timely because it precedes the earliest possible date by which an Appeal Brief could have been due had the Appeal been maintained. The amendment does not change the number or type of claims, and accordingly no excess claim fees are due. Please amend the claims as indicated below, and consider the subsequent remarks.

Amendment to the Claims are reflected in the listing of claims which begin on page 2 of this paper.

Remarks/Arguments begin on page 8 of this paper.